

*cc: all attached*

*36 pm  
6/5/01*

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

M. ASH-SHARIEF AL'ASKARI,  
Plaintiff

vs.

KATHLEEN HAWKES, et. al.,  
Defendants

CIVIL ACTION NO. 1:CV-00-1449  
(Judge Caldwell)  
(Magistrate Judge Smyser)

O R D E R

AND NOW, this 4th day of June, 2001, upon consideration of Plaintiff's attempt to proceed on appeal in forma pauperis, it is certified, pursuant to Federal Rule of Appellate Procedure 24, that Plaintiff's appeal is not taken in good faith for the reasons set forth in the Report of the United States Magistrate Judge, filed March 13, 2001, (Doc. No. 25), and our Order, filed April 20, 2001, (Doc. No. 30), denying Plaintiff's request for reconsideration.

**FILED**  
HARRISBURG, PA

JUN 04 2001

MARY E. D'ANDREA, CLERK  
Per *[Signature]*  
Deputy Clerk

*William W. Caldwell*  
William W. Caldwell  
United States District Judge

06/04/01 13:17 FAX 5702075650

USDC MDPA Clerks Office

043

UNITED STATES DISTRICT COURT  
FOR THE  
MIDDLE DISTRICT OF PENNSYLVANIA

\* \* MAILING CERTIFICATE OF CLERK \* \*

June 4, 2001

Re: 1:00-cv-01449 Al'Askari v. Hawkes

True and correct copies of the attached were mailed by the clerk  
to the following:

M. Ash-Sharief Al'Askari  
FCI-ALLENWOOD  
34819-066  
P.O. Box 2000  
White Deer, PA 17887

Matthew Edward Haggerty, Esq.  
Office of the U.S. Attorney  
309 Federal Building  
Scranton, PA 18501

cc:

Judge	( )	( ) Pro Se Law Clerk
Magistrate Judge	( )	( ) INS
U.S. Marshal	( )	( ) Jury Clerk

Probation ( )  
U.S. Attorney ( )  
Atty. for Deft. ( )  
Defendant ( )  
Warden ( )  
Bureau of Prisons ( )  
Ct Reporter ( )  
Ctroom Deputy ( )  
Orig-Security ( )  
Federal Public Defender ( )  
Summons Issued ( )

with N/C attached to complt. and served by:  
U.S. Marshal ( ) Pltf's Attorney ( )

Standard Order 93-5 ( )  
Order to Show Cause ( ) with Petition attached & mailed certified mail  
to: US Atty Gen ( ) PA Atty Gen ( )  
DA of County ( ) Respondents ( )

Bankruptcy Court ( )  
Other \_\_\_\_\_ ( )

MARY E. D'ANDREA, Clerk

06/04/01 13:17 FAX 5702075650


USDC MDPa Clerks Office

044

DATE:

6/4/01

BY:

  
Deputy Clerk

*see all*

(37 m)  
6/5/01

UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

JERRY MASON,

Petitioner

v.

ROBERT W. MEYERS,  
Superintendent;

Respondent

CIVIL NO. 1:00-CV-1490

(Judge Rambo)

(Magistrate Judge Smyser)

**FILED**  
**HARRISBURG, PA**

JUN 04 2001

ORDER

MARY E. D'ANDREA, CLERK  
PER *JTS* DEPUTY CLERK

Upon consideration of Petitioner's Motion for Discovery (Doc. 30) which the respondent (by the District Attorney of Luzerne County) does not oppose, **IT IS ORDERED** that the motion is **GRANTED**. The District Attorney of Luzerne County shall, on or before **June 18, 2001**, produce Commonwealth's Exhibit 21 for DNA testing by the defense. The District Attorney and the Federal Public Defender shall take such measures as are reasonably necessary to preserve chain of custody and to otherwise assure the continuing evidentiary usefulness of the evidence.

*J. Andrew Smyser*  
\_\_\_\_\_  
J. Andrew Smyser  
Magistrate Judge

Dated: June 4, 2001.

06/04/01 10:48 FAX 5702075650

USDC MDPA Clerks Office

003

UNITED STATES DISTRICT COURT  
FOR THE  
MIDDLE DISTRICT OF PENNSYLVANIA

\* \* MAILING CERTIFICATE OF CLERK \* \*

June 4, 2001

Re: 1:00-cv-01490 Mason v. Meyers

True and correct copies of the attached were mailed by the clerk  
to the following:

Jerry Mason  
SCI-R  
SCI at Rockview  
BK-6012  
P.O. Box A  
Bellefonte, PA 16823

Daniel Isaiah Siegel, Esq.  
100 Chestnut St.  
Suite 306  
Harrisburg, PA 17101

David W. Lupas, Esq.  
225 Wyoming Ave  
West Pittston, PA 18643

Frank P. Barletta, Esq.  
District Attorney's Office  
Luzerne County Courthouse  
200 North River Street  
Wilkes-Barre, PA 18711

David W Lupas, Esq.  
District Attorney of Luzerne County  
Courthouse  
200 N. River St.  
Wilkes-Barre, PA 18711

David W. Lupas  
Luzerne County Courthouse  
Wilkes Barre, PA 18711

06/04/01 10:49 FAX 5702075650

USDC MDPA Clerks Office

004

cc:

Judge	( )	( ) Pro Se Law Clerk
Magistrate Judge	( )	( ) INS
U.S. Marshal	( )	( ) Jury Clerk

Probation	( )
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U.S. Attorney	( )
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Atty. for Deft.	( )
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Defendant	( )
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Warden	( )
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Bureau of Prisons	( )
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Ct Reporter	( )
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Ctroom Deputy	( )
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Orig-Security	( )
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Federal Public Defender	( )
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Summons Issued	( )	with N/C attached to complt. and served by:
	( )	U.S. Marshal ( ) Pltf's Attorney ( )


Standard Order 93-5	( )
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Order to Show Cause	( )	with Petition attached & mailed certified mail
	( )	to: US Atty Gen ( ) PA Atty Gen ( )
	( )	DA of County ( ) Respondents ( )

Bankruptcy Court	( )
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Other	( )
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MARY E. D'ANDREA, Clerk

DATE: 6/4/01BY:   
Deputy Clerk